

CALFRESH (CF) PROGRAM REQUEST FOR POLICY/REGULATION INTERPRETATION

INSTRUCTIONS: Complete items 1 - 10 on the form. Use a separate form for each policy interpretation request. If additional space is needed, please use the second page. Be sure to identify the additional discussion with the appropriate number and heading. Retain a copy of the CF 24 for your records.

- Questions from counties, including county Quality Control, must be submitted by the county CalFresh Coordinator and may be submitted directly to the CalFresh Policy analyst assigned responsibility for the county, with a copy directed to the appropriate CalFresh Policy unit manager.
- Questions from Administrative Law Judges may be submitted directly to the CalFresh Policy analyst assigned responsibility to the county where the hearing took place, with a copy of the form directed to the appropriate CalFresh Bureau unit manager.

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| 1. RESPONSE NEEDED DUE TO: <input checked="" type="checkbox"/> Policy/Regulation Interpretation <input type="checkbox"/> QC <input type="checkbox"/> Fair Hearing <input type="checkbox"/> Other: | 5. DATE OF REQUEST: 11-27-2012 | NEED RESPONSE BY: 12-14-2012 |
| 2. REQUESTOR NAME: | 6. COUNTY/ORGANIZATION: SLO Co. Dept. of Social Services | |
| 3. PHONE NO.: | 7. SUBJECT: Student Eligibility at Application | |
| 4. REGULATION CITE(S): 63-406.211 | 8. REFERENCES: <i>(Include ACL/ACIN, court cases, etc. in references)</i> NOTE: All requests must have a regulation cite(s) and/or a reference(s). | |

9. QUESTION: (INCLUDE SCENARIO IF NEEDED FOR CLARITY):

Scenario:

Individual applies for CalFresh on 10/27/2012. She is a college student, but is eligible for CalFresh as she is working over 20 hours per week. On 11/7/2012, while the application is still pending, she loses her job, and is no longer an eligible student. On 11/10/2012, the worker processes the application. Is the applicant ineligible to any CalFresh, as she became an ineligible student prior to the application being processed? Or, is the applicant eligible to CalFresh for October (prorated from the application date) only? Or, is the applicant eligible to CalFresh for October and November, since her student ineligibility did not occur until after 11/1/2012?

10. REQUESTOR'S PROPOSED ANSWER:

I would say that is is eligible for a prorated benefit for October only.

11. STATE POLICY RESPONSE (CFPB USE ONLY):

Per 63-406.21 and .211, a student is not eligible to participate in the CalFresh Program unless the student is employed for a minimum of 20 hours per week, and this determination is made at the time of the interview. Additionally, per ACL 12-37, students whose employment hours fluctuate from week to week are eligible if they maintain an average of 20 hours per week or 80 hours per month. Also, per 63-406.221, student eligibility criteria is to be determined on the date of the interview for all applicants who are identified as students. If the intake worker interviewed the student on 11/10/12 or shortly thereafter and the student at that time had already lost her job, the student has not met the work rule requirement. The application would be denied, and no prorated benefits would be granted.

FOR CDSS USE

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| DATE RECEIVED: 11-27-12 | DATE RESPONDED TO COUNTY/ALJ: 11-28-12 |
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